



General Assembly

February Session, 2008

Amendment

LCO No. 6552

HB0581406552HD0

Offered by:
REP. FONTANA, 87th Dist.

To: Subst. House Bill No. 5814 File No. 323 Cal. No. 190

"AN ACT CONCERNING COMMUNITY ACCESS TELEVISION."

1 Strike section 8 and insert the following in lieu thereof:

2 "Sec. 8. (NEW) (*Effective from passage*) (a) No company or its affiliate,
3 except for a company or affiliate owned by a municipal electric utility
4 or a company which was providing community antenna television
5 service on October 1, 2007, pursuant to section 16-331 of the 2008
6 supplement to general statutes that was granted a certificate to provide
7 video service as a competitive video service provider prior to
8 enactment of this section, or any of its affiliates, shall qualify, be
9 certified or provide video service as a competitive video service
10 provider in any area where it or an affiliate was providing service as a
11 community antenna television company pursuant to section 16-331 of
12 the 2008 supplement to the general statutes on October 1, 2007.

13 (b) Any company or its affiliate, except for a company or affiliate
14 owned by a municipal electric utility or a company which was
15 providing community antenna television service on October 1, 2007,

16 pursuant to section 16-331 of the 2008 supplement to general statutes
17 that was granted a certificate to provide video service as a competitive
18 video service provider prior to enactment of this section, or any of its
19 affiliates, offering video service as a competitive video service provider
20 in any area where it was providing service as a community antenna
21 television company pursuant to said section 16-331 on October 1, 2007,
22 shall be subject to sections 14 to 24, inclusive, of public act 07-253 in
23 their entirety. A company or its affiliate which was providing
24 community antenna television service on October 1, 2007, pursuant to
25 section 16-331 of the 2008 supplement to the general statutes that was
26 granted a certificate to provide video service as a competitive video
27 service provider prior to the enactment of this section, or any of its
28 affiliates shall be subject to (1) community access programming and
29 operations set forth in subsections (b) to (i), inclusive, and subsections
30 (k), (l) and (n) of section 16-331a of the 2008 supplement to the general
31 statutes and any regulations pursuant thereto, and subsection (c) of
32 section 16-333 of the 2008 supplement to the general statutes and any
33 regulations pursuant thereto within any franchise area in which it was
34 providing community antenna television service pursuant to section
35 16-331 of the 2008 supplement to the general statutes, and (2) section
36 17 of public act 07-253 within any franchise area in which it was
37 providing community antenna television service pursuant to section
38 16-331 of the 2008 supplement to the general statutes, and (3) any state
39 laws or regulations applicable to public service companies for any area
40 in which it was providing community antenna television service as of
41 October 1, 2007, pursuant to section 16-331 of the 2008 supplement to
42 the general statutes.

43 (c) No company or its affiliate shall qualify, be certified or hold a
44 certificate of cable franchise authority in any franchise area of the state
45 where it was providing community antenna television service
46 pursuant to section 16-331 of the 2008 supplement to the general
47 statutes on October 1, 2007, unless a certified competitive video service
48 provider or a municipal electric utility or its affiliate or subsidiary has
49 been offering video service as defined in public act 07-253 to at least

50 one customer in that franchise area for a period of thirty days except in
51 a franchise area where a company or affiliate was a holder of a
52 certificate of cable franchise authority as of April 1, 2008.

53 (d) Nothing in this section shall affect or otherwise limit or restrict
54 the eligibility of a municipal electric utility, its affiliates or subsidiaries,
55 to be certified as a competitive video service provider pursuant to
56 section 16-331dd of the 2008 supplement to the general statutes, as
57 amended by this act."